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EX-85-1926

PPB 65-0911

OGC 65-4422

6 JAN 1968

MEMORANDUM FOR: Director of Central Intelligence

SUBJECT: Agency Legislation

1. This memorandum contains recommendation for action by the Director of Central Intelligence. Such recommendation is contained in paragraph 5.

2. The items contained in section 1 of the proposed omnibus bill forwarded herewith were approved by the Bureau of the Budget and submitted to the Congress in 1963 along with our proposed early retirement system. They were included in the bill as introduced and considered by the House Armed Services Committee. The Committee deleted these items to avoid dilution of the Committee's effort to get the basic retirement bill through the Congress. However, the Committee suggested we resubmit these items at a later date. The items included are as follows:

(a) The procurement authority references and terms used in the Central Intelligence Agency Act of 1949 are brought up to date. The Armed Services Procurement Act of 1947 referenced in our act has since been incorporated in Title 10 "Armed Forces" of the United States Code.

(b) Personnel allowances and benefits are requested relating to (1) travel for rest and recuperation, (2) travel expenses of dependents accompanying an employee during temporary duty layovers on lateral transfer, and (3) orientation and language training for dependents whenever necessary due to circumstances of the prospective post of assignment or contemplated duties of the employee.

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(c) Authority for granting of home leave after 18 months for hardship posts and up to three-year tours at other posts is requested to replace the present two-year home leave authority.

(d) Travel for medical treatment and cost of medical care is requested for dependents of employees on overseas assignment.

(e) Authority is requested to permit an individual to transfer from another department or agency to CIA for a specified period of time agreed upon between the two agencies. This will afford the individual statutory protection for reemployment upon completion of his Agency assignment.

(f) Authority is requested to process and pay justifiable claims of noncitizens arising in overseas areas in amounts not exceeding \$10,000 for any one claim, and

(g) Authorization for the Director to accept gifts and bequests to the Agency for the benefit or welfare of employees of the Agency or their dependents.

3. Section 2 contains minor adjustments for the administration of the Agency retirement and disability system. Each item is briefly discussed below:

(a) Under the Agency retirement system, individuals must wait until the first of the month following retirement before commencement of their annuity. Provision is made in the bill for the annuity to begin the first day after retirement which will bring our retirement program into line with normal Civil Service procedure.

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(b) Upon entering the CIA retirement system, the contributions made to the Civil Service fund or other retirement fund by the individual are transferred to the CIA retirement fund. Statutory authority is required, however, to authorize the transfer of the Government's contributions from Civil Service to the retirement fund as well as to transfer these amounts out of the fund should the individual later change to another retirement system. The proposal has the informal concurrence of the Civil Service Commission.

(c) Authority is provided to authorize a person retiring under our retirement act to take another job in Government and retain not only the salary of the other job but so much of his annuity when combined with the salary as will equal his salary at the time of retirement from the Agency. This authority is not as liberal as the reemployment provisions that have been authorized for retired military.

4. Section 3 amends the Federal Employees' Pay Act of 1945 to provide specific exclusion of the Central Intelligence Agency from coverage relating to overtime pay and hours of work. This is a technical amendment to provide legal clarification of the question of Agency overtime and hours of work. Exclusion of the Agency will provide a solid legal basis for the Agency overtime and hours of work regulations.

5. The views of all Agency components as to their need for legislation were solicited in the development of this bill. I believe it is appropriate for the Agency to go forward at this time to obtain the authorities set forth in the proposed bill. Therefore, I recommend you sign the attached letter to the Bureau of the Budget

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requesting approval of the submission of the bill to the Congress for consideration. The bill is attached to the letter to the Bureau of the Budget together with the necessary materials required for submission to the Bureau.

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Legislative Counsel

Attachments

CONCUR:

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Lawrence K. White  
Executive Director-Comptroller

11 Jan 66  
Date

The recommendation contained in paragraph 5 is approved.

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W. F. Raborn  
Director

14 Jan, 1966  
Date



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Remarks:			
<p>Attached is your copy of the Memorandum for the DCI dated 6 January on Agency Legislation and our proposed legislative package as it was forwarded to the Bureau of the Budget on 17 January.</p> <p>On 5 April, the Bureau approved the draft bill and the package was transmitted to the House and Senate on 7 April.</p>			
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